

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

1) VIDEO GAMING TECHNOLOGIES, INC.,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 4:17-cv-00454-GKF-JFJ
	)	
1) CASTLE HILL STUDIOS LLC	)	
(d/b/a CASTLE HILL GAMING);	)	
2) CASTLE HILL HOLDING LLC	)	
(d/b/a CASTLE HILL GAMING); and	)	
3) IRONWORKS DEVELOPMENT, LLC	)	
(d/b/a CASTLE HILL GAMING)	)	
	)	
Defendants.	)	

**PLAINTIFF’S NOTICE OF PROPOSED REDACTIONS TO DOCKET NO. 320**

Plaintiff Video Gaming Technologies, Inc. (“VGT”) hereby submits proposed redactions to the Court’s Order granting in part and denying in part Defendants’ two motions to strike (Dkt. No. 320) (the “Order”).

VGT requests redaction of confidential VGT information appearing on pages 15 and 16 of the Order, shown in blue highlighting in Exhibit A hereto.<sup>1</sup> Those pages quote and paraphrase information about the design and performance of VGT’s Class II games contained in the declaration of Chris Shults, which was filed under seal. VGT alleges in this case that this information constitutes trade secret and confidential business information that Defendants have misappropriated. *See* VGT’s Resp. & Br. in Opp’n to Defs.’ Mot. Summ. J. (Dkt. No. 239) at 45, 48–49. As Mr. Shults explains, this information is “regarded as proprietary, confidential, and

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<sup>1</sup> The Order itself contains yellow highlighting. Therefore, VGT has indicated its proposed redactions using blue highlighting.

important aspects of [VGT's] Class II system and game design.” Decl. of Chris Shults (Dkt. No. 239) ¶ 13. VGT's gaming expert, Stacy Friedman, has opined that this information would be valuable to VGT's competitors. *See* Decl. of Stacy Friedman (Dkt. No. 239) ¶¶ 41, 43. Because “the pages [of the Order] contain ‘sources of business information that might harm a litigant’s competitive standing,’” the proposed redactions are warranted. *Deherrera v. Decker Truck Line, Inc.*, 820 F.3d 1147, 1162 n.8 (10th Cir. 2016) (quoting *Nixon v. Warner Commc’ns, Inc.*, 435 U.S. 589, 598 (1978)).

For these reasons, VGT respectfully requests that the Court maintain the Order under seal and apply VGT's proposed redactions, as shown in Exhibit A hereto, to the public version of the Order.

June 21, 2019

Respectfully submitted,

/s/ Peter A. Swanson

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***Counsel for Video Gaming Technologies, Inc.***

**CERTIFICATE OF SERVICE**

I hereby certify that on June 21, 2019, I filed the foregoing Plaintiff's Notice of Proposed Redactions to Docket No. 320 via ECF, which caused a true and correct copy of the foregoing motion to be delivered to the following counsel:

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**Exhibit A**  
**(Filed Under Seal)**